



Exempt Action Final Regulation Agency Background Document

Agency name	Department of Housing and Community Development
Virginia Administrative Code (VAC) citation	<u>13</u> VAC <u>5</u> - <u>31</u>
Regulation title	Virginia Amusement Device Regulations
Action title	Amendments to Correlate with State Law Concerning the Definition of an Amusement Device
Final agency action date	July 25, 2011
Document preparation date	July 26, 2011

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

Chapter 546 of the 2011 Acts of Assembly of the Virginia General Assembly modified the definition of an "amusement device" to exclude snow tubing parks and rides, ski terrain parks, ski slopes and ski trails.

The amendments to the Virginia Amusement Device Regulations to correlate the regulation with the Acts of Assembly are contained in § 13 VAC 5-31-20 and match the legislative language expressly with no agency discretion involved.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

At its July 25, 2011 meeting, the Board of Housing and Community Development adopted final regulations correlating the definition of "amusement device" in the Virginia Amusement Device Regulations (13 VAC 5-31) with Virginia Code § 36-98.3.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

The final regulations do not have an impact on the institution of the family and family stability.